IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 19267 of 2007(R)

PETITIONER:

DHAMODHARA DAS,
S/O.NARAYANAN NAMBOOTHIRI, AGED 43 YEARS, SANTHI,
KOMALAVALLESWARAM DEVASWOM, KUMARACHURA SUB GROUP,
KARUNAGAPPALLY GROUP, RESIDING AT KIZHAKKEMADOM,
KAKKUNNU P.O., SOORANAD SOUTH.

BY ADV. SRI.C.UNNIKRISHNAN (KOLLAM)
SRI.S.HARIKRISHNAN

RESPONDENTS:
----

1. TRAVANCORE DEVASWOM BOARD, REP. BY ITS COMMISSIONER, THIRUVANANTHAPURAM.

2. ASST.DEVASWOM BOARD COMMISSIONER, KARUNAGAPPALLY.

3. NARAYANAN NAMBOOTHIRI, SANTHI, PADANAYARKULANGARA DEVASWOM.

BY ADV. SRI.D.SREEKUMAR, SC, TDB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 19267 OF 2007-R

JUDGMENT

The petitioner, while working as Santhi in Komalavalleeswaram Temple has been transferred to Padanayarkulangara Devaswom as Melsanthi. But, the said order was modified by the Devaswom Commissioner by Ext.P2 order, apparently on the appeal filed by the affected parties. By Ext.P2, the petitioner has been transferred to Chanayikunnam Devaswom. Thereafter, the 3rd respondent herein was transferred to Padanayarkulangara Devaswom and one Mr.Subramanian Potti was transferred to Puliyankulangara Devaswom, by Ext.P3 order. The petitioner claims, he is the senior-most claimant for being accommodated in Puliankulangara Devaswom. Ignoring his superior claim the transfers were ordered. Therefore, he has preferred Ext.P6 representation before the 1st respondent Devaswom Board. Thereafter, this writ petition is filed, seeking appropriate reliefs.

2. The learned standing counsel, upon instructions, submitted that Ext.P6 is received and pending. He has also submitted that the

petitioner will be accommodated in the first arising vacancy in one of the three Devaswoms, indicated by him as his choice stations. But, the petitioner has pointed out that since the incumbents have been appointed to those Devaswoms recently, the chance of vacancies arising there is remote. Therefore, he prays for a direction to the Devaswom Board to consider Ext.P6 on merits.

3. The 1st respondent is directed to consider and pass orders on Ext.P6 in accordance with law within two months from the date of receipt of a copy of this judgment, after affording an opportunity of being heard to the petitioner. While disposing of Ext.P6, if any other person is likely to be disturbed, he shall also be given a chance to represent against the same before orders are passed.

The Writ Petition is disposed of as above.

20th July, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/